## EX PARTE OR LATE FILED

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PIGINAL

April 22, 2005

## VIA HAND DELIVERY

Marlene H. Dortsch Secretary Federal Communications Commission Room 222 1919 M Street, N.W. Washington, D.C. 20554 RECEIVED

APR 2 2 2005

Federal Communications Commission Office of Secretary

Re: Ex Parte Presentation in MB Docket No. 02-144, MM Docket No. 92-266, MM Docket No. 93-215, CS Docket No. 94-28, CS Docket No. 96-157

Dear Ms. Dortsch:

Pursuant to 47 C.F.R. § 1.1206, I submit this original and three copies of a letter disclosing oral *ex parte* presentations in the above-captioned proceedings. On April 21, 2005, on behalf of the National Association of Telecommunications Officers & Advisors, the following persons met with Jordan Goldstein of Commissioner Copps' staff:

Elizabeth W. Beaty National Association of Telecommunications Officers &

Advisors

Frederick E. Ellrod III Miller & Van Eaton, P.L.L.C. Richard D. Treich Front Range Consulting, Inc.

On April 22, 2005, the same persons met with the following:

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Steven A. Broeckaert Marjorie Reed Greene Kenneth Lewis John Norton Kathleen Costello

Matthew Brill of Commissioner Abernathy's staff

Eric J. Bash of Commissioner Adelstein's staff

During each of these meetings, the participants discussed issues relating to local governments in the Notice of Proposed Rulemaking and Order, FCC 02-177 ("NPRM&O"), in the above dockets. In particular, the participants addressed standards and procedures for effective competition rulings; system upgrade surcharges pursuant to FCC Form 1235; and methods for ensuring that cable operators comply with existing Commission orders and rulings.

Please contact the undersigned with any questions.

Very truly yours,

MILLER & VAN EATON, P.L.L.C.

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By:

Frederick E. Ellrod III

cc: Elizabeth W. Beaty, Esq. (by mail)
Eric J. Bash
Matthew Brill
Steven A. Broeckaert
Kathleen Costello
Jordan Goldstein
Marjorie Reed Greene
Kenneth Lewis

John Norton